

UNITED STATES OF AMERICA
UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
NORTHERN DIVISION

| | | |
|---------------------------|---|------------------------|
| JEFFREY MURRAY #245927, |) | |
| |) | |
| Plaintiff, |) | Case No. 2:05-cv-190 |
| |) | |
| v. |) | HON. GORDON J. QUIST |
| |) | |
| UNKNOWN PALOMAKI, et al., |) | |
| |) | |
| Defendants. |) | <u>JUDGMENT</u> |
| _____ |) | |

In accordance with the Opinion filed this date:

IT IS HEREBY ORDERED that Plaintiff's action be **DISMISSED** without prejudice for lack of exhaustion of available administrative remedies as required by 42 U.S.C. § 1997e(a).

For the same reasons that the Court dismisses the action, the Court discerns no good-faith basis for an appeal. *See* 28 U.S.C. § 1915(a)(3); *McGore v. Wrigglesworth*, 114 F.3d 601, 611 (6th Cir. 1997).

Dated: October 6, 2005

/s/ Gordon J. Quist
GORDON J. QUIST
UNITED STATES DISTRICT JUDGE